



Attorney's Docket No. 043340/237124

PATENT

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Appl No.: Shuler, et al.  
Filed: 09/909,587  
For: 07/20/2001  
SYSTEMS AND METHODS FOR INTERACTIVE BEEF CATTLE MARKETPLACE

Confirmation No.: 2209

December 6, 2001

Box Missing Parts  
Commissioner for Patents  
Washington, DC 20231

**RESPONSE TO NOTICE TO  
FILE MISSING PARTS OF APPLICATION**

Sir:

In response to the Notice to File Missing Parts of Application dated 09/06/2001, enclosed are the following:

- Part 2 of Formalities Letter or Form PTO-1533  
(Notice to File Missing Parts of Application)
- Declaration and Power of Attorney for the above-identified application which has been executed by the named inventor(s)
- Applicant claims small entity status
- Check in the amount of \$65.00 to cover the declaration surcharge under 37 C.F.R. § 1.16(e)
- English Translation and \$130.00 (37 CFR 1.17(k)) fee for filing late.
- Other: Check in the amount of \$55.00 and Petition for a One Month Extension of Time Under 37 C.F.R. 1.136(a) for Submitting Missing Parts
- Other: Statement of Facts in Support of Filing on Behalf of Nonsigning Inventor.

Any additional fee or credit may be charged to our Deposit Account No. 16-0605.

Respectfully submitted,

John D. Haynes  
Registration No. 44,754

**Customer No. 00826**

**ALSTON & BIRD LLP**  
Bank of America Plaza  
101 South Tryon Street, Suite 4000  
Charlotte, NC 28280-4000  
Tel Atlanta Office (404) 881-7000  
Fax Atlanta Office (404) 881-7777

**CERTIFICATE OF MAILING**

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to:

Box Missing Parts, Commissioner for Patents, Washington, DC 20231, on December 6, 2001.

John D. Haynes

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## UNITED STATES PATENT AND TRADEMARK OFFICE

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Sector 1  
7  
COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
[www.uspto.gov](http://www.uspto.gov)

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/909,587	07/20/2001	Richard O. Shuler	043340/237124

000826  
ALSTON & BIRD LLP  
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101 SOUTH TRYON STREET, SUITE 4000  
CHARLOTTE, NC 28280-4000

CONFIRMATION NO. 2209  
FORMALITIES LETTER

\*OC000000006521928\*

Date Mailed: 09/06/2001

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

## FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted*

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.  
*A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 65.**

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*A copy of this notice MUST be returned with the reply.*

*Charthy Young*  
Customer Service Center  
Initial Patent Examination Division (703) 308-1202  
PART 2 - COPY TO BE RETURNED WITH RESPONSE

01/14/2002 AGOITOM 00000256 09309587

01 FC:205

65.00 OP

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IVY ANIMAL HEALTH, INC.  
8857 BOND STREET • OVERLAND PARK, KANSAS 66214  
PHONE: 913-888-2192 • FAX: 913-888-3007

November 13, 2001



Lynn Godbersen  
2431 Saint Charles Road  
Winterset, IA 50273

Dear Lynn,

I am following up on our earlier conversation regarding the prosecution of the U.S. Patent Application regarding the cattle marketplace invention. As you know, we have filed a utility application with the United States Patent Office and, as an inventor of the invention, are required to obtain a declaration from you that, among other things, verifies the accuracy of the application and your status as an inventor. To that end, I have enclosed a copy of the completed application for your review and a "Declaration and Power of Attorney for Patent Application" (the "Declaration"). Please review the enclosed application and Declaration and, if the information contained therein is accurate, execute the Declaration as indicated.

Lynn, we would appreciate your signature on the Declaration by 11/16/01. Accordingly, please return this document with your signature in the enclosed FedEx packet. Please contact me if you have any questions or issues.

Sincerely,

A handwritten signature in black ink that appears to read "Dave Lind".

Dave Lind  
Chief Financial Officer

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Ivy Laboratories      VetLife  
The Implant Professionals

WHOLLY OWNED DIVISIONS OF IVY ANIMAL HEALTH



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to DARYL LINDA Phone 913-888-2192

Company IVY ANIMAL HEALTH INC

Address 8857 BOND ST

OVERLAND PARK State KS ZIP 66214

Internal Billing Reference  
#10000000000000000000000000000000

Shipper's Name Lynn Godbersen Phone 575-462-4801

Company 2431 Saint Charles Road  
Address 8857 BOND ST ZIP 66214

Winterset Des Moines IA ZIP 50273

Peggy and Steve FEDEx USA AIRBILL

See back for application instructions.

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Packages up to 150 lbs.  
Delivery commitments may be lifted in some areas.  
 FedEx First Overnight  
First night delivery by select locations

FedEx 2Day  FedEx Express Saver  
Second business day  Third business day  
Delivery guaranteed next business day, minimum charge third-business-day rate

NEW FedEx Extra Hours  
Delivery off FedEx and business  
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## 4b Express Freight Service

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Packages over 150 lbs.  
Delivery commitment may be lifted in some areas.

FedEx 3Day Freight  
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\*Call for Confirmation

## 5 Packaging

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Includes FedEx One, FedEx  
Two, and customer ship.

## 6 Special Handling

SATURDAY Delivery  
RESTRICTIONS Available only for FedEx Priority  
Overnight and FedEx 2Day  
Delivery to select ZIP codes

SUNDAY Delivery  
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HOLD Weekday  HOLD Saturday  
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RESTRICTIONS Not available with  
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Shipper's Declaration Dry Ice is U.S. I.M.D.

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By signing you authorize us to deliver this shipment without obtaining a signature  
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